

# EXHIBIT A

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

1

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

INDEPENDENT ASSET MANAGEMENT LLC and OLA  
HOLMSTROM,

Plaintiffs,

-against-

DANIEL ZANGER,

Defendant.

-----X

225 Broadway  
New York, New York

March 21, 2008  
9:56 a.m.

EXAMINATION BEFORE TRIAL of  
DANIEL ZANGER, the Defendant herein, taken by  
the Plaintiffs, pursuant to a Notice, and held  
at the above-noted time and place, before  
David Sheldon, RPR, a Notary Public of the  
State of New York.

1

ZANGER

65

2

MR. SEAR: Objection to the form.

3

A My personal demeanor?

4

Q Correct.

5

A In dealing with?

6

Q In dealing with people that you

7

were working with.

8

A Very professional.

9

Q Would you describe yourself as

10

responsive?

11

A I would say that I was fairly

12

responsive.

13

Q Did you ever send out any non-work

14

related obscene e-mails?

15

MR. SEAR: Objection to the form.

16

Objection to the form. There is no

17

place for that here. There is no

18

allegation in this case that has

19

anything to do with obscene e-mails?

20

MR. LANZA: That is not the

21

allegation. The allegation is whether

22

he was focussed on the work and whether

23

or not there was negligence taking

24

place.

25

MR. SEAR: Then ask questions

1

ZANGER

66

2

about that. We are not here to ask

3

questions about obscene e-mails.

4

MR. LANZA: Look, I think it is

5

perfectly reasonable and we are entitled

6

to ask several brief questions about

7

that.

8

MR. SEAR: Unless you give me a

9

proffer.

10

MR. LANZA: Here is a proffer:

11

Did he ever send out any obscene e-mails

12

during work hours?

13

MR. SEAR: How is that relevant?

14

MR. LANZA: Well, I mean, I think

15

it is relevant as to whether or not

16

somebody is focussed on their work.

17

MR. SEAR: I disagree. I will not

18

let him answer the question.

19

A I disagree also.

20

Q We will move on and come back to

21

that. What is Victory Lane?

22

A Victory Lane is an offshore

23

corporation.

24

Q The agreement that you signed with

25

IAM, did you sign on behalf of anyone or any